

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF MISSOURI  
SOUTHEASTERN DIVISION

LPP MORTGAGE LTD., f/k/a LOAN  
PARTICIPANT PARTNERS, LTD.

Plaintiff,

v.

NORMA S. FISHER, in her capacity as  
personal representative for TED J. FISHER and  
her personal capacity, et al.,

Defendants.

Cause No. 1:07-cv-71

**FED. R. CIV. P. 41(a)(1)(ii) STIPULATION OF DISMISSAL**  
**WITHOUT PREJUDICE**

The parties having appeared in this action, plaintiff LPP Mortgage Ltd. f/k/a Loan Participant Partners, Ltd. ("LPP") and defendants Norma S. Fisher, First Community Bank, Missouri, Missouri Department of Revenue and Southern Missouri Bank & Trust Co., pursuant to FED. R. CIV. P. 41(a)(1)(ii), hereby stipulate to dismissal of this cause without prejudice. LPP has not previously dismissed in any court of the United States or of any state an action against Defendants based on or including the claim set forth in its First Amended Complaint.

BLACKWELL SANDERS PEPER  
MARTIN LLP

/s/ R. Prescott Sifton, Jr.

By:

R. Prescott Sifton, Jr. #92040  
Laura Toledo, #516315  
720 Olive Street, 24th Floor  
St. Louis, Missouri 63101  
(314) 345-6000 telephone  
(314) 345-6060 facsimile  
[rsifton@blackwellsanders.com](mailto:rsifton@blackwellsanders.com)

*Attorneys for Plaintiff LPP Mortgage, Ltd.*

BRADSHAW, STEELE, COCHRANE  
& BERENS, L.C.

MISSOURI OFFICE OF ATTORNEY  
GENERAL

By: \_\_\_\_\_  
Jeffrey L. Spray, #107294  
3113 Independence Street  
P.O. Box 1300  
Cape Girardeau, Missouri 63702  
(573) 334-0555 telephone  
(573) 334-2947 facsimile  
[jeffs@bradshawsteele.com](mailto:jeffs@bradshawsteele.com)

*Attorneys for First Community Bank*

By: \_\_\_\_\_  
Paul Harper, #52976  
P.O. Box 899  
Jefferson City, Missouri 65102  
(573) 751-9276 telephone  
(573) 751-4254 facsimile  
[paul.harper@ago.mo.us](mailto:paul.harper@ago.mo.us)

*Attorneys for Missouri Dept. of Revenue*

SPAIN, MILLER & SPAIN, LLC

NORMA S. FISHER

By: \_\_\_\_\_  
James E. Spain, #17360  
P.O. Box 1248  
Poplar Bluff, Missouri 63902  
(573) 686-6868 telephone  
(573) 686-6885 facsimile  
[cindy@smm-law.com](mailto:cindy@smm-law.com)

*Attorneys for Southern Missouri  
Bank & Trust Co.*

By: \_\_\_\_\_  
Norma S. Fisher  
5622 Highway PP  
Poplar Bluff, Missouri 63901

*Pro Se*

CERTIFICATE OF SERVICE

The undersigned certifies that on August 15, 2007 a true and accurate copy of the foregoing was forwarded by electronic means on all the parties on the Court's ECF notice list, and by first class mail, postage prepaid, on:

Norma S. Fisher  
5622 Highway PP  
Poplar Bluff, MO 63901

CFSC Consortium  
The Corporate Trust Company  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

Mark Alan Fisher  
5374 Highway PP  
Poplar Bluff, MO 63901

Honorable Trish Vincent  
Director, Missouri Department of Revenue  
301 West High Street, Rm 670  
Jefferson City, MO 65101

Catherine Hanaway, Esq.  
United States Attorney for the Eastern District of Missouri  
111 South 10<sup>th</sup> Street, 20<sup>th</sup> Floor  
St. Louis, MO 63102

/s/ R. Prescott Sifton, Jr.  
Attorney

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**VERIFICATION OF SIGNED ORIGINAL DOCUMENT**

Pursuant to Local Rule 11-2.11, R. Prescott Sifton, Jr. hereby attests to the existence of a paper copy of signed counterparts of the parties' FED. R. CIV. P. 41(a)(1)(ii) Stipulation of Dismissal Without Prejudice bearing the original signatures of Jeffrey Spray, Esq., James E. Spain, Esq., Paul Harper, Esq. and Norma S. Fisher. Counterparts bearing the original signatures of Messrs. Spray and Spain are in Mr. Sifton's possession, as are facsimile copies of the counterparts signed by Mr. Harper and Ms. Fisher. Mr. Sifton has requested that Mr. Harper and Ms. Fisher forward their original counterparts to him, but they have not yet been received. The Stipulation of Dismissal Without Prejudice is being filed electronically today, August 15, 2007, with a blank signature line. Counsel will retain the paper copy bearing the original signatures during the pendency of the litigation including all possible appeals.

BLACKWELL SANDERS PEPER  
MARTIN LLP

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*Attorneys for Plaintiff LPP Mortgage, Ltd.*